

1 Stephen R. Jaffe State Bar No. 49539
THE JAFFE LAW FIRM
2 101 California Street
Suite 2450
3 San Francisco, California 94111
415-618-0100
4 415-618-0080 fax
Stephen.R.Jaffe@JaffeTrialLaw.com

5 Attorneys for Relators Scott Rose, Mary Aquino,
6 Mitchell Nelson and Lucy Stearns,

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8 UNITED STATES DISTRICT COURT
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10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA ex rel.
13 SCOTT ROSE, MARY AQUINO,
14 MITCHELL NELSON and LUCY
STEARNS,

15 Plaintiffs,

16 vs.

17 STEPHENS INSTITUTE, a California
corporation doing business as ART
ACADEMY UNIVERSITY,

18 Defendant.
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C-09-5966-PJH

STIPULATION TO FILING AMENDED
COMPLAINT and [~~PROPOSED~~] ORDER

Complaint Filed: December 21, 2009

Judge: Phyllis J. Hamilton

1 The parties to this action stipulate with respect to the following facts:

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3 (A) The Defendant has been granted an extension of time until August 26, 2011 by
4 which to file a responsive pleading to the Realtors' complaint;

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6 (B) The Defendant has indicated to Relator's counsel it intends to file motions under
7 FRCivP 9(b) and 12(b) regarding the sufficiency of Relator's complaint;

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9 (C) In lieu of Defendant filing and the Relators responding to such motions under
10 FRCivP 9(b) and 12(b), the parties agree that the Relators may file an Amended
11 Complaint.

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13 THE PARTIES THEREFORE NOW STIPULATE THAT:

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15 (1) The Relators may file an amended complaint not later than September 30, 2011;

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17 (2) The defendant shall file its responsive pleading to the Relator's amended
18 complaint on or before October 31, 2011.

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20 Dated: August 23, 2011

Dated: August 23, 2011

21 THE JAFFE LAW FIRM

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24 By: /s/
25 Stephen R. Jaffe, Attorneys for
26 Relators Scott Rose, Mary Aquino
Mitchell Nelson and Lucy Stearns,

By: /s/
Lee Altschuler, Attorneys for
Defendant Stevens Institute d/b/a
Art Academy University

ORDER

The foregoing Stipulation of the parties having been presented to the Court and good cause appearing,

IT IS ORDERED:

- (A) Relators may file an amended complaint in this action on or before September 30, 2011; and
- (B) The Defendant shall file its responsive pleading to the Relator's amended complaint on or before October 31, 2011.

Dated: 8/24/11 _____

